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Practitioner's Document No. 20062/D43

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David E. Altobelli, Russell Beavis, Larry B. Gray, and Derek G. Kane

Application No.: 10/670,641

Group No.: 3743

Filed: 09/25/2003

Examiner: Lopez, A.S.

For: Metering System and Method for Aerosol Delivery

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[X] with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.


Signature

Date: September 20, 2006

Samuel J. Petuchowski

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

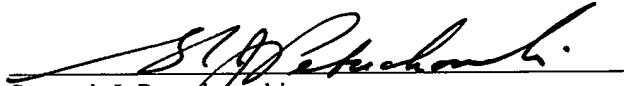
	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	21	– 27	= 0	x \$ 50.00	= \$		\$0.00
INDEP.	9	– 11	= 0	x \$ 200.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
TOTAL ADDIT. FEE					\$		0.00

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: September 20, 2006


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01062/00D43 543974.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Altobelli et al.	Att'y Docket:	1062/D43
Serial No:	10/670,641	Conf. No.	6821
Date Filed:	September 25, 2003	Art Unit:	3743
Customer No.:	02101	Examiner:	Lopez, A. S.
Invention:	Valve System and Method for Aerosol Delivery		

Certificate of Mailing

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Samuel J. Detuchowski

Mail Box Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THE OFFICE ACTION OF JUNE 29, 2006

Dear Sir:

In response to the Office Action dated June 29, 2006, Applicants submit the following amendments, corrections to the drawings, and remarks. A Terminal Disclaimer is enclosed with respect to the patent issuing from copending US Patent Application Serial No. 10/670,924 (now allowed).

Amendments to the Description begin on page 2.

Amendments to the Drawings begin on page 5 of this paper and include both attached replacement sheets and annotated sheets showing changes.

A Listing of Claims begin on page 6 of this paper.

Remarks are presented on page 12 of this paper.